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Express Mailing Label No. EV 381 917 972 US

PATENT APPLICATION Docket No. 16079.2a.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in re application of		<i>)</i>
	Richard Neumann))
Serial No.:	10/049,867)) Art Unit) 2857
Filed:	July 2, 2002) 2037
Conf. No.:	2445))
For:	SYSTEMS AND METHODS FOR TESTING THE LOAD OF AT LEAST ONE IP-BASED DEVICE)))
Examiner:	Felix E. Suarez)
Customer No.:	022913))

TRANSMITTAL FOR AMENDMENT AND RESPONSE TO OFFICE ACTION OF FEBRUARY 24, 2004

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment and Response for entry in the above-identified application.

- X Small entity status of this application under 37 C.F.R. § 1.9 and § 1.27 has been established by a verified statement previously submitted.
- X To secure the approval of the Examiner for proposed amendments to the drawings, enclosed are the following:

[†] Admitted only in New York

- X Set of one (1) sheet of drawing containing Figure 1 including the proposed amendments therein; and
- X A duplicate set of the one (1) sheet of drawing with the changes therein highlighted in red.
- X To render the transmitted Amendment and Response timely filed enclosed are the following:
 - X Petition for a One-Month Extension of Time; and
 - X Form PTO-2038 submitting Credit Card Payment in the amount of \$55.00 to cover the fee for the extension of time.
- X A Certificate of Express Mail Under 37 C.F.R. § 1.10.
- X No other fee is required.

The fee has been calculated as follows:

			SMALL ENTITY		LARGE ENTITY	
CLAIMS REMAINING	HIGHEST NO. PREVIOUSLY	PRESENT EXTRA	RATE	ADDT'L FEE	RATE	ADDT'L FEE
AFTER	PAID FOR	EXIKA		ree 		FEE
TOTAL	MINUS	=	X		Х	
9	21	0				
INDEPENDENT	MINUS	=	X		X	
2	3	0				
1 st PRESENTATION OF MULTIPLE DEPENDENT			+=		+=	
CLAIM						l J
			TOTAL		TOTAL	

	Check No in the amount of \$ is enclosed to cover the additional claim fee.										
	Please	charge	my	Deposit	Account	No.	23-3178	in	the	amount	of
<u>X</u>	associa		this	commun	nthorized to ication or						
	<u>X</u>	Any filin	ng fees	s under 37	CFR 1.16	for the	e presentat	ion c	f extr	a claims.	
	<u>X</u>	Any pate	ent app	olication p	rocessing	fees ur	nder 37 CF	R 1.	17.		

X A duplicate copy of this transmittal letter is attached.

Dated this 24th day of June 2004.

Respectfully submitted,

CARL T. REED

Attorney for Applicant Registration No. 45,454

Customer No. 022913

Telephone No. 801.533.9800

CTR: dfw DFW0000010820V001 6-25-06

Express Mailing Label No. EV 381 917 972 US

PATENT APPLICATION Docket No. 16079.2a.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

e application of Richard Neumann) Art Unit Serial No.: 10/049,867 2857 Filed: July 2, 2002 Conf. No.: 2445 SYSTEMS AND METHODS FOR TESTING For: THE LOAD OF AT LEAST ONE IP-BASED DEVICE Examiner: Felix E. Suarez Customer No.: 022913

CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. § 1.10

I hereby certify that the following documents are being deposited with the United States Postal Service as Express Mail, postage prepaid, in an envelope addressed to: Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 24th day of June 2004.

- Transmittal Letter (3 pages) (in duplicate)
- Amendment and Response (14 pages)
- Petition for an Extension to Time (2 pages) (in duplicate)
- PTO-2038 Credit Card Payment Form in the amount of \$55.00
- One sheet of replacement drawing and one annotated drawing
- Postcard

Respectfully submitted,

CARL T. REED

Attorney for Applicant Registration No. 45,454

Customer No. 022913

CTR:dfw DFW0000010820V001

PATENT APPLICATION Docket No. 16079.2a.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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For:	SYSTEMS AND METHODS FOR TESTING THE LOAD OF AT LEAST ONE IP-BASED DEVICE)))
Examiner:	Felix E. Suarez))
Customer No.:	022913))

AMENDMENT AND RESPONSE TO OFFICE ACTION OF FEBRUARY 24, 2004

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Office action of February 24, 2004, please amend the above-identified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this paper.

Amendments to the Drawings begin on page 8 of this paper and include both an attached replacement sheet and an annotated sheet showing changes.

Remarks/Arguments begin on page 9 of this paper.

An **Appendix** including amended drawing figures is attached following page 14 of this paper.